



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

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CRM-M-47073-2024
Date of decision: December 5th, 2024

Tarsem @ Tarsem Pal @ Natha and others
.....Petitioners

Versus

State of Punjab and another
.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Ms. Ramandeep Kaur, Advocate
for the petitioners.

Mr. Shiva Khurmi, Assistant Advocate General, Punjab.

Ms. Himani Kapila, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

Prayer in the instant petition is for quashing of complaint No.COMI-31/2021 dated 22.02.2021 titled as ‘Manjit Singh Vs. Tarsem @ Natha and others’ under Sections 295-A/326/201/342/148/149 of the IPC pending before learned JMIC, Gurdaspur, along with all consequential proceedings arising therefrom on the basis of compromise dated 26.07.2024 (Annexure P-3).

2. Vide order dated 20.09.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 18.10.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Gurdaspur, in pursuance of the directions

of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that he would have no objection if the complaint *qua* the accused-petitioners is quashed.

4. The trial Court has annexed the statements of the parties in original, along with its report.

5. Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the complaint in question.

6. In view of the report of the learned Judicial Magistrate Ist Class, Gurdaspur, and the principles laid down by Hon'ble the Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*, and also by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052*, the instant petition is allowed. The aforesaid complaint and all consequential proceedings arising out of it, are quashed.

7. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

December 5th, 2024
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No